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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA - San Francisco Division

11 NICHOLLE VANNUCCI, ELLEN
12 BROWN and DEBORAH DRAKE,
13 individuals; and HOMELESS ACTION!,
14 an unincorporated
15 association,

16 Plaintiffs,

17 v.

18 COUNTY OF SONOMA, SONOMA
19 COUNTY COMMUNITY
20 DEVELOPMENT COMMISSION, CITY
21 OF SANTA ROSA, and DOES I to XX,

22 Defendants.

CASE NO. 3:18-CV-01955-VC

23 DECLARATION OF KELLI
24 KUYKENDALL IN OPPOSITION
25 TO MOTION TO ENFORCE AND
26 CLARIFY PRELIMINARY
27 STIPULATED INJUNCTION

28 Date: December 3, 2020
Time: 10:00 a.m.
Ctm: 4, 17th Floor
Judge: The Hon. Vince Chhabria

I, Kelli Kuykendall, declare as follows:

1. I am the Homeless Services Manager for the City of Santa Rosa. I have personal knowledge of the facts set forth in this declaration and if called as a witness could and would competently testify thereto.

2. As the Homeless Services Manager within the Department of Housing and Community Services I assist Director David Gouin in management of the various policies and programs the City has underway to assist those experiencing homelessness. Either I or Mr. Gouin chair meetings of the Homeless Action Team ("HAT") and the Homeless Encampment Assistance Program ("HEAP"), policy and operational teams, respectively, organized to

1 coordinate the City's response to homelessness. I also work closely with Jennielynn Holmes, the
2 Director of Catholic Charities who, per contracts with the City, operates our Samuel L. Jones
3 Hall Homeless Shelter, the Family Support Center, the Homeless Services Center, the Homeless
4 Outreach Services Team ("HOST") who provide outreach to individuals experiencing
5 homelessness, and COVID-19 programs, including the Safe Social Distancing Program and
6 Non-Congregate Shelter (hotel rooms).

7 3. Our Homeless Encampment Assistance Program has been in place for several
8 years. It is a multi-disciplinary team focused on a compassionate approach to address the
9 health, safety, and shelter needs of persons living in encampments and to ease impacts to
10 surrounding communities. It began as a means by which to assess where encampments existed
11 and what conditions were present requiring our assistance. The City prioritizes encampments
12 based on the following criteria: the number of individuals estimated at the site and an assessment
13 of their vulnerability due to living outdoors, associated health, safety, and fire risks, and property
14 ownership.

15 4. HEAP is comprised of representatives from police command staff, the DET, Fire,
16 Parks, Water, Public Works, as well as a representative from Catholic Charities. HEAP meets
17 every week to discuss known encampments, prioritize which to address and how best to do so.

18 5. As the "A" in HEAP says, HEAP is intended to be more than a means by which to
19 resolve encampments. Our mission is to "assist" those in encampments by leading our efforts
20 with outreach, engagement and the provision of services and continuing this approach following
21 the resolution of each encampment. This has been particularly important since the COVID
22 pandemic began in February and March. The City is aware of CDC Guidelines regarding the
23 unsheltered homeless and we have encouraged those in encampments to set up their tents with at
24 least 12' by 12' space between and provided masks as resources allowed as well as sanitary
25 facilities to help prevent the spread of COVID-19. The Finely Center Social Distancing site
26 described in Mr. Gouin's declaration was specifically designed to provide such an option to
27 individuals in crowded encampments. Changes in the layout of our Samuel Jones shelter were
28 also made with this in mind.

Executed on November 4, 2020, Santa Rosa, California.

Declaration of Kelli Kuykendall in Opposition to Motion to Enforce